

Agenda Item Form

Agenda Date: May 18, 2004

Districts Affected: 2

Dept. Head/Contact Information: Richard Garcia, Parks Operations Manager / X4087

Type of Agenda Item:

- | | | |
|--|---|--|
| <input type="checkbox"/> Resolution | <input type="checkbox"/> Staffing Table Changes | <input type="checkbox"/> Board Appointments |
| <input type="checkbox"/> Tax Installment Agreements | <input type="checkbox"/> Tax Refunds | <input type="checkbox"/> Donations |
| <input checked="" type="checkbox"/> RFP/ BID/ Best Value Procurement | <input type="checkbox"/> Budget Transfer | <input type="checkbox"/> Item Placed by Citizen |
| <input type="checkbox"/> Application for Facility Use | <input type="checkbox"/> Bldg. Permits/Inspection | <input type="checkbox"/> Introduction of Ordinance |
| <input type="checkbox"/> Interlocal Agreements | <input type="checkbox"/> Contract/Lease Agreement | <input type="checkbox"/> Grant Application |
| <input type="checkbox"/> Other _____ | | |

Funding Source:

- ☐ General Fund
- ☐ Grant (duration of funds: _____ Months)
- ☒ Other Source: Park Bonds

Legal:

- ☐ Legal Review Required Attorney Assigned (please scroll down): None ☐ Approved ☐ Denied

Timeline Priority: ☐ High ☒ Medium ☐ Low # of days: _____

Why is this item necessary:

Bid Award for Construction

Explain Costs, including ongoing maintenance and operating expenditures, or Cost Savings:

Maintenance Costs will increase since we are going from an outdoor pool to a new indoor pool

Statutory or Citizen Concerns:

none

Departmental Concerns:

Maintenance Budget will have to increase for next year

DATE: May 13, 2004

TO: Municipal Clerk

FROM: Byron E. Johnson, C.P.M.
Director of Purchasing - X4313

CITY CLERK DEPARTMENT

MAY 13 10 31 AM

THRU: Aurora Wells
Interim Bid Clerk ext. 4038

Please place the following item on the **CONSENT** agenda for the Council Meeting of **MAY 18, 2004**:

Bid No. 2004-091 Memorial Park Improvements and Indoor Pool
Contractor: Vistacon, Inc.
El Paso, Texas

Department: Parks and Recreation
Funds Available: 31130550-PPW0046026YR2-60029-508027
Funding Source: Quality of Life Bonds
Items: Base Bid I \$2,370,000.00
Base Bid IA \$1,600.00
Alternate #3 \$79,000.00
Alternate #7 \$17,000.00
Total Award: \$2,467,600.00
Districts: 2

RECOMMENDATION:

The Departments of Engineering, Purchasing and Parks and Recreation Department recommend the award of this contract to Vistacon, Inc., as this Offeror has provided the Best Value Proposal. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

1. Lump Sum Component

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

2. Unit Price Component

Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

Contact Person: Jay M. Henson, Contract Compliance Specialist at 915-541-4907.

AGENDA FOR: MAY 18, 2004

CONSTRUCTION PROJECT FORM – BEST VALUE PROCUREMENT
Lump Sum / Unit Price

DATE: May 13, 2004
PROJECT: Memorial Park Improvements and Indoor Pool
BID NO: 2004-091
ACCOUNT NO: 31130550-PPW0046026YR2-60029-508027
FUNDING SOURCE: Quality of Life Bonds
DEPARTMENT: Parks and Recreation
REPRESENTATIVE DISTRICT(S): Cushing / 2

AGENDA DATE: MAY 18, 2004

CONTRACTOR: Vistacon, Inc.

AMOUNT: \$2,467,600.00

RECOMMENDATION:

The Departments of Engineering, Purchasing and Parks and Recreation recommend the award of this contract to Vistacon, Inc., as this Offeror has provided the Best Value Proposal. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

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2. Unit Price Component

Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

DESCRIPTION OR EXPLANATION:

Base Bid I	\$2,370,000.00
Base Bid IA	\$1,600.00
Alternate #3	\$79,000.00
Alternate #7	\$17,000.00

TOTAL RECOMMENDED AWARD: \$2,467,600.00

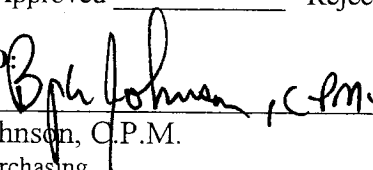
TIME FOR COMPLETION: 360 Consecutive Calendar Days

LIQUIDATED DAMAGES: \$550.00/Consecutive Calendar Day

FUNDS: Available Yes Not Available _____ Comptroller _____

BOARD: Approved _____ Rejected _____ City Clerk _____ Date _____

APPROVED:


Byron E. Johnson, C.P.M.
Director of Purchasing

Base Bid + Alternates 3, & 7 including additional \$136,000 Contingency Funds

PROJECT BUDGET SUMMARY TRANSMITTAL

PROJECT: Memorial Park - Pool & Reserve

FUNDING: 2000 QOL Bonds DISTRICT: 2

DATE: 5/11/2004

ORIGINAL POOL BUDGET: \$2,657,500
ORIGINAL RESERVE BUDGET: \$30,000
FIRST PROPOSITION FUNDING 1/27/04: \$275,000
SECOND PROPOSITION FUNDING: \$136,000
TOTAL PROJECT BUDGET: \$3,098,500

POOL PROJECT NO. PPW 0046026
RESERVE PROJECT NO. PQLPA 17560175

		Project Budget				Actual Bid / Projected		City Budget
Acct. No.	Description:	% Proj. Budget	Pool	Reserve	Subtotal	Cost	Variance	Account
508000	Land Acquisition / Purchase		\$ -		\$ -	\$ -	\$ -	
508009	Furniture / Fixtures / Equipment (FFE)		\$ -		\$ -	\$ -	\$ -	
508027	Utility and Services							
	Pool - Construction Base Bid		\$ 1,993,125					
	Additional Proposition Funding 1/27/04		\$ 275,000					
	Add Proposition Funding - May 04							
	Subtotal				\$ 2,268,125	\$ 2,371,600	\$ 103,475	
	Alternate 3 - Reserve Fencing			\$ 22,500	\$ 22,500	\$ 79,000	\$ 56,500	
	Alternate 7 - Repair Park Rockwalls					\$ 17,000	\$ 17,000	
	Contractor - Vistacon General Contractors							
	Total Const. Budget / Contract	77.32%			\$ 2,290,625			\$ 2,467,600
	Contingency	7.02%	\$ 205,619	\$ 2,217	\$ 207,836	\$ 194,836	\$ (13,000)	\$ 194,836
508050	Design Fees		\$ 233,329	\$ 2,633				
	Geotechnical Investigation							
	TAS Review							
	Design Budget	7.96%			\$ 235,962	\$ 250,463	\$ 14,501	\$ 250,463
	Archeology							
508052	Environmental Engineering							
	Asbestos Testing/Study					\$ 5,310	\$ 5,310	
	Asbestos Abatement					\$ 4,714	\$ 4,714	
508024	Materials Testing	2.04%	\$ 59,793	\$ 675	\$ 60,468	\$ 29,206	\$ (31,262)	\$ 39,230
	Contract Compliance							
508026	Construction Insp.		\$ 59,793	\$ 675				
508051	Project Mgmt./Design Review					\$ 7,090	\$ 7,090	
508053	Construction Management							
	Construction Inspections	2.04%			\$ 60,468	\$ 32,140	\$ (28,328)	\$ 39,230
508022	City Admin Charges (Purchasing)		\$ 13,288	\$ 150				
502302	Printing (Copy Center)							
502209	Printing (Outside/Commercial)							
504003	Postage							
	Advertising	0.45%			\$ 13,438	\$ 13,438	\$ -	\$ 13,438
502115	P+3 Program Management	3.16%	\$ 92,553	\$ 1,150	\$ 93,703	\$ 93,703	\$ -	\$ 93,703
	Other Direct Costs							

TOTAL PROJECT COST:	100%	\$ 2,932,500	\$ 30,000	\$ 2,962,500	\$ 3,098,500	\$ 136,000	\$ 3,098,500
Proposed Park Contingency Transfer				\$ 136,000		\$ (136,000)	
Proposed Revised Budget				\$ 3,098,500	\$ 3,098,500	\$ (0)	

Construction Budget Base Bid	\$ 2,290,625
Proposed Park Contingency Transfer	\$ 136,000
Internal Transfers	\$ 40,975
Construction Budget	\$ 2,467,600

Construction Base Bid	\$ 2,371,600
Alternate 3 - Reserve Fencing	\$ 79,000
Alternate 7 - Repair Park Rockwalls	\$ 17,000
Proposed Value Engineering	
Construction Contract	\$ 2,467,600

User Department

Engineering Department

Program Manager

BPIS / CIP Authority

QOL Deputy CAO

BEST VALUE OFFEROR CERTIFICATION

The evaluation of offers for the Best Value Procurement for:

Memorial Park Improvements and Indoor Pool, Bid No. 2004-091 has been completed.

The offeror, Vistarcon, has received the
(Contractor's Name)

highest score, 96.81, and is; therefore, certified as offering the City of El Paso
the Best Value for this project.

The amount of the award will be \$ 2,467,600.

This amount includes the following base bids and alternates with their corresponding amounts:

Base Bid I	\$ 2,370,000
Base Bid IA	\$ 1,600
Alternate 3	\$ 79,000
Alternate 7	\$ 17,000
Total \$2,467,600	

I, Deborah G. Hamlyn, of CAO - POL - City of El Paso
(Name) (Department or Firm)

concur with this certification on this the 30th day of April 2004.

I, Kareem Datto, of City Engineering
(Name) (Department or Firm)

concur with this certification on this the 30 day of April 2004.

I, Nancy C. Lipe, of Talbot & Associates
(Name) (Department or Firm)

concur with this certification on this the 30 day of April 2004.

I, J. M. Mijares, of Mijares-Mora Architects
(Name) (Department or Firm)

concur with this certification on this the 30 day of April 2004.

Offeror	Base I & IA Alts. 3 & 7	Bid/ Low Bid	Price Score
Vistacon Inc.	\$2,467,600.00	0.997	69.81
Jan-Car Inc.	\$2,461,000.00	1.000	70.00
Arrow Building Inc.	\$2,557,000.00	0.962	67.37
Banes General Contr.	\$2,561,000.00	0.961	67.27
Blair-Hall Co. Inc.	\$2,600,200.00	0.946	66.25
F.T. James Construction	\$2,615,999.00	0.941	65.85
SamCorp General Contr.	\$2,633,600.00	0.934	65.41
Dantex Construction	\$2,660,800.00	0.925	64.74
Silverton Construction Co	\$2,940,600.00	0.837	58.58

Offeror	Vistacon	Jan-Car	Arrow	Banes	Blair-Hall	FT James	SamCorp	Dantex	Silverton
Price Points	69.81	70.00	67.37	67.27	66.25	65.85	65.41	64.74	58.58
Past Relationship Pts									
<i>Contract Compliance Pts</i>	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00
<i>Completion Date Pts</i>	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00
<i>Negative on City Confs</i>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Exp & Qual Pts									
<i>Similar Projects Pts</i>	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00	8.00
<i>In Business 5 Yrs Pts</i>	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00
<i>Negative Perf on Confs</i>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Benefits Points									
<i>Empl Sponsored Benes</i>	4.00	0.00	4.00	4.00	4.00	4.00	4.00	4.00	4.00
<i>Ancillary Benefits Pts</i>	3.00	2.00	3.00	3.00	3.00	2.00	2.00	2.00	2.00
Grand Total Points	96.81	92.00	94.37	94.27	93.25	91.85	91.41	90.74	84.58

SCOPE OF WORK

THIS IS A BEST VALUE PROCUREMENT PROJECT

MEMORIAL PARK IMPROVEMENTS AND INDOOR POOL BID NO. 2004-091

Base Bid I:

The facility is located on the grounds of Memorial Park, is owned by the City of El Paso, and is operated by the City's Parks and Recreation Department. The work consists of the demolition of the existing outdoor swimming pool and bathhouse and the construction of a new 13,679 square foot building to house an indoor swimming pool, locker rooms, storage rooms, entrance lobby, mechanical and electrical rooms, and ancillary spaces.

Site improvements include earthwork, retaining walls, sidewalks, parking lot, landscaping and irrigation, and utilities.

Base Bid IA: Trench Safety Protection for Storm Sewer

Trench safety protection for approximately 160'-0" linear feet of pipe required for Storm Sewer System.

Additive Alternates are listed on the following page.

Alternate No. 1:

Demolish existing public restroom building located on the south side of Grant Avenue in its entirety and construct new public restrooms attached to the new Indoor Pool Facility.

Alternate No. 2:

Re-plumb existing concrete light poles throughout the park.

Alternate No. 3:

Remove existing chain-link and wrought iron fence around the Reserve Area and install a new wrought iron fence.

Alternate No. 4:

Renovate existing Reserve Area restroom building to make handicap accessible and comply with Texas Accessibility Standards.

Alternate No. 5:

Install concrete slab and new shade canopy at Reserve Area.

Alternate No. 6:

Provide CCTV – Closed Circuit Television Surveillance System complete with cameras, recording equipment, and monitors.

Alternate No. 7:

Repair, re-grout, and rebuild existing rock walls throughout the park as required.

Alternate No. 8:

Construct a concessions area as part of the Indoor Pool Facility.

Alternate No. 9:

Construct an exterior covered patio with concrete slab and wrought iron fence enclosure.

THIS IS A LUMP SUM / UNIT PRICE PROJECT.

CITY OF EL PASO BID TABULATION

BID TITLE: MEMORIAL PARK IMPROVEMENTS AND INDOOR POOL
 BID DATE: MARCH 31, 2004

BID NO: 2004-091
 DEPARTMENT: PARKS

	ARROW BUILDING CORP. EL PASO, TEXAS	BANES GENERAL CONTRACTORS EL PASO, TEXAS	BLAIR-HALL COMPANY, INC. EL PASO, TEXAS
DESCRIPTION	TOTAL	TOTAL	TOTAL
BASE BID I	\$2,473,000.00	\$2,473,200.00	\$2,492,000.00
BASE BID I A 160	\$6.25 \$1,000.00	\$5.00 \$800.00	\$5.00 \$800.00
SUM TOTAL OF BASE BID ITEMS I & I-A:	\$2,474,000.00	\$2,474,000.00	\$2,492,800.00
ALTERNATE NO. 1	\$109,000.00	\$128,700.00	\$100,900.00
ALTERNATE NO. 2	\$3,000.00	\$1,500.00	\$1,600.00
ALTERNATE NO. 3	\$73,000.00	\$68,000.00	\$67,200.00
ALTERNATE NO. 4	\$36,000.00	\$40,380.00	\$35,600.00
ALTERNATE NO. 5	\$35,000.00	\$34,200.00	\$32,700.00
ALTERNATE NO. 6	\$25,000.00	\$25,000.00	\$25,600.00
ALTERNATE NO. 7	\$10,000.00	\$19,000.00	\$40,200.00
ALTERNATE NO. 8	\$100,000.00	\$102,300.00	\$88,400.00
ALTERNATE NO. 9	\$81,000.00	\$84,600.00	\$81,100.00
BID BOND SUBMITTED	YES	YES	YES
AMENDMENTS KNOWNLEDGED	YES	YES	YES

Approved by: AT

2004-091 MEMORIAL PARK IMPROVEMENTS AND INDOOR POOL

CITY OF EL PASO BID TABULATION			
BID TITLE: MEMORIAL PARK IMPROVEMENTS AND INDOOR POOL			BID NO: 2004-091
BID DATE: MARCH 31, 2004			DEPARTMENT: PARKS
	DANTEX CONSTRUCTION COMPANY EL PASO, TEXAS	F. T. JAMES CONSTRUCTION, INC. EL PASO, TEXAS	JAN - CAR INC. HORIZON CITY, TEXAS
DESCRIPTION	TOTAL	TOTAL	TOTAL
BASE BID I	\$2,567,000.00	\$2,513,311.00	\$2,386,000.00
BASE BID I A 160	\$5.00 \$800.00	\$5.00 \$800.00	\$5.00 \$800.00
SUM TOTAL OF BASE BID ITEMS I & I-A:	\$2,567,800.00	\$2,514,111.00	\$2,386,800.00
ALTERNATE NO. 1	\$106,000.00	\$126,111.00	\$105,000.00
ALTERNATE NO. 2	\$1,600.00	\$1,777.00	\$1,600.00
ALTERNATE NO. 3	\$71,000.00	\$77,777.00	\$46,600.00
ALTERNATE NO. 4	\$32,000.00	\$48,111.00	\$32,000.00
ALTERNATE NO. 5	\$27,000.00	\$39,777.00	\$31,000.00
ALTERNATE NO. 6	\$26,000.00	\$26,111.00	\$25,300.00
ALTERNATE NO. 7	\$22,000.00	\$24,111.00	\$27,600.00
ALTERNATE NO. 8	\$86,500.00	\$111,111.00	\$94,000.00
ALTERNATE NO. 9	\$84,500.00	\$88,888.00	\$69,800.00
BID BOND SUBMITTED	YES	YES	YES
AMENDMENTS KNOWLEDGED	YES	YES	YES

Approved by: AT

CITY OF EL PASO BID TABULATION											
BID TITLE: MEMORIAL PARK IMPROVEMENTS AND INDOOR POOL						BID NO: 2004-091					
BID DATE: MARCH 31, 2004						DEPARTMENT: PARKS					
			SAMCORP GENERAL CONTRACTORS EL PASO, TEXAS			SILVERTON CONSTRUCTION CO. INC. EL PASO, TEXAS			VISTACON INC. EL PASO, TEXAS		
DESCRIPTION			TOTAL			TOTAL			TOTAL		
BASE BID I			\$2,534,000.00			\$2,815,000.00			\$2,370,000.00		
BASE BID I A 160			\$10.00 \$1,600.00			\$10.00 \$1,600.00			\$10.00 \$1,600.00		
SUM TOTAL OF BASE BID ITEMS I & I-A:			\$2,535,600.00			\$2,816,600.00			\$2,371,600.00		
ALTERNATE NO. 1			\$102,000.00			\$110,000.00			\$133,000.00		
ALTERNATE NO. 2			\$2,000.00			\$2,000.00			\$8,000.00		
ALTERNATE NO. 3			\$87,000.00			\$70,000.00			\$79,000.00		
ALTERNATE NO. 4			\$32,000.00			\$33,000.00			\$43,000.00		
ALTERNATE NO. 5			\$38,000.00			\$28,000.00			\$31,000.00		
ALTERNATE NO. 6			\$26,000.00			\$26,000.00			\$27,000.00		
ALTERNATE NO. 7			\$11,000.00			\$54,000.00			\$17,000.00		
ALTERNATE NO. 8			\$92,000.00			\$109,000.00			\$88,000.00		
ALTERNATE NO. 9			\$82,000.00			\$87,000.00			\$81,000.00		
BID BOND SUBMITTED			YES			YES			YES		
AMENDMENTS KNOWLEDGED			YES			YES			YES		

Approved by: AT

2004-091 MEMORIAL PARK IMPROVEMENTS AND INDOOR POOL

PROPOSAL

TO THE HONORABLE MAYOR AND CITY COUNCIL
CITY OF EL PASO
EL PASO, TEXAS

GENTLEMEN:

The undersigned having familiarized themselves with the local conditions affecting the cost of work and with the Contract documents consisting of Invitation for Competitive Sealed Proposals, Information for Offerors, General Conditions, the Contractor's Proposal, Special Bid Conditions, Applicable Wage Rates, the Contract Form, plans, specifications, drawings, and addenda on file in the office of the Purchasing Department of the City of El Paso, hereby propose to perform everything required to be performed and to provide, furnish and install all the labor, materials, necessary tools, expendable equipment, and all utility and transportation services, and to complete in a workmanlike manner all the work required for the:

MEMORIAL PARK IMPROVEMENTS AND INDOOR POOL

BID NO. 2004-091

within the specified limits and in accordance with the plans and specifications as prepared for the City of El Paso, including Addenda Number(s) 1, 2, _____, _____, _____, _____, _____, _____, _____, _____, AT THE FOLLOWING LUMP SUM / UNIT PRICES (Additive alternate items are given on the following pages):

BASE BID I:

The undersigned agrees to perform all of the work required for the total amount of:

\$ 2,370,000.

BASE BID IA: Trench Safety System

The undersigned agrees to perform all the work required for a Trench Safety System of approximately 160 linear feet at a unit price of \$ 10⁰⁰ for a total of:

\$ 1600⁰⁰

SUM TOTAL OF BASE BID ITEMS I & IA: \$ 2,371,600.

COMPANY NAME: Vistacon, Inc.

OFFEROR'S SIGNATURE: Basilio A. Silva, Jr.

OFFEROR'S NAME: Basilio A. Silva, Jr., P.E., President

Offeror's Name must be typed or printed

I-C-a-1

ALTERNATE NO. 1:

The undersigned agrees to perform all of the work required for the demolition of existing public restroom building located on the south side of Grant Avenue in its entirety and construct new public restrooms attached to the new Indoor Pool Facility as specified and indicated on the drawings for the total amount of:

\$ 133,000

ALTERNATE NO. 2:

The undersigned agrees to perform all of the work required to re-plumb existing concrete light poles throughout the park as specified and indicated on the drawings for the total amount of:

\$ 8,000

ALTERNATE NO. 3:

The undersigned agrees to perform all of the work required to remove existing chain-link and wrought iron fence around the Reserve Area and install a new wrought iron fence as specified and indicated on the drawings for the total amount of:

\$ 79,000

ALTERNATE NO. 4:

The undersigned agrees to perform all of the work required to renovate existing Reserve Area restroom building to make handicap accessible and comply with Texas Accessibility Standards as specified and indicated on the drawings for the total amount of:

\$ 43,000

ALTERNATE NO. 5:

The undersigned agrees to perform all of the work required to install concrete slab and new shade canopy at Reserve Area as specified and indicated on the drawings for the total amount of:

\$ 31,000

COMPANY NAME: Vistacon, Inc.

OFFEROR'S SIGNATURE: Basilio A. Silva, Jr.

OFFEROR'S NAME: Basilio A. Silva, Jr., P.E., President

Offeror's Name must be typed or printed

ALTERNATE NO. 6:

The undersigned agrees to perform all of the work required to provide CCTV - Closed Circuit Television Surveillance System complete with cameras, recording equipment, and monitors as specified and indicated on the drawings for the total amount of:

\$ 27,000

ALTERNATE NO. 7:

The undersigned agrees to perform all of the work required to repair, re-grout, and rebuild existing rock walls throughout the park as required as specified and indicated on the drawings for the total amount of:

\$ 17,000

ALTERNATE NO. 8:

The undersigned agrees to perform all of the work required to construct a concessions area as part of the Indoor Pool Facility as specified and indicated on the drawings for the total amount of:

\$ 88,000

ALTERNATE NO. 9:

The undersigned agrees to perform all of the work required to construct an exterior covered patio with concrete slab and wrought iron fence enclosure as specified and indicated on the drawings for the total amount of:

\$ 81,000

COMPANY NAME: Vistacon, Inc.

OFFEROR'S SIGNATURE: Basilio A. Silva, Jr.

OFFEROR'S NAME: Basilio A. Silva, Jr., P.E., President

Offeror's Name must be typed or printed

CONTRACT TIME AND LIQUIDATED DAMAGES

The undersigned Bidder agrees to commence work on a date to be specified in a written Notice to Proceed and to substantially complete the work on which he/she has bid within **THREE HUNDRED SIXTY (360) CONSECUTIVE CALENDAR DAYS**.

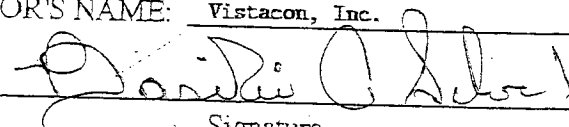
Bidder agrees to pay as liquidated damages the sum of **FIVE HUNDRED FIFTY DOLLARS (\$550.00)** for each consecutive calendar day thereafter as provided in paragraph 6.8 of the General Conditions of the Contract.

PROPOSAL

Enclosed with this proposal is a certified check or bid bond for five percent (5%) of the TOTAL bid price including base bid(s) and alternate(s) which is agreed shall be collected and retained by the owner(s) as liquidated damages in the event this proposal is accepted by the Owner within forty-five (45) consecutive calendar days after the date advised for the reception of bids and the undersigned fails to execute the contract and the required performance and payment bonds with the Owner within fourteen (14) consecutive calendar days after the date said proposal is accepted; otherwise, the said bid security shall be returned to the undersigned upon demand.

THE UNDERSIGNED OFFEROR REPRESENTS TO THE CITY AND TO THE OTHER OFFERORS THAT HIS/HER PROPOSAL, AND THE ESTIMATES ON WHICH IT IS BASED, HAS BEEN CAREFULLY CHECKED AND CONTAINS NO ERRORS, AND NOTHING HAS BEEN OMITTED OR OVERLOOKED IN DETERMINING THE AMOUNTS BID.

OFFEROR'S NAME: Vistacon, Inc.

BY:  3-17-2003

Signature Date

Basilio A. Silva, Jr., P.E., President 915-592-0321 915-591-0064

Print Signer's name & title Telephone Fax


1161 Kessler Drive El Paso, Texas 79907

Address City, State, Zip Code

Physical Address of Business - if different from above City, State, Zip Code

IF THE OFFEROR IS A CORPORATION, THE FOLLOWING CERTIFICATE SHOULD BE EXECUTED:

I, Elsa Silva, certify that I am the Vice President and Secretary of the corporation named as Offeror hereinabove; that Basilio A. Silva, Jr., P.E., who signed the foregoing contract on behalf of the Offeror, was then President of said corporation; that said proposal was duly signed for and in behalf of said corporation by authority of its governing body, and is within the scope of its corporate powers.



CORPORATE SECRETARY SIGNATURE AND CORPORATE SEAL